

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

X

JEFFREY LONG,

Plaintiff,

ECF CASE

-against-

WAIVER OF SERVICE  
OF SUMMONS

JOHN CALACA, DANIEL FLANICK, JAMES  
DETCH, and TOWN OF CRAWFORD,

07 CIV 8083 (CLB)(MDF)

Defendants.

X

TO: ROBERT N. ISSEKS, ESQ.  
6 North Street  
Middletown, New York 10940

I acknowledge receipt of your request that I waive service of a summons in the action of Jeffrey Long vs. John Calaca, et al., which is case number **07 CIV 8083 (CLB)(MDF)** in the United States District Court for the Southern District of New York. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after **September 18, 2007**, or within 90 days after that date if the request was sent outside the United States.

Date: 9/26/07

Ben Gailey

Mailed: 9/26/07

Signature

Ben Gailey, Esq.

Printed/typed name

(as Attorney)

(of Town of Crawford)

cc: Hon. Supervisor and Town Board

Hon. Kelly A. Eskew, Town Clerk

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Date: 9/24/07

Signature

Printed/typed name

(as SUPERVISOR)

(of TOWN OF CRAWFORD)